

10931. Adulteration of popcorn. U. S. v. 70 Bags * * *. (F. D. C. No. 19496. Sample No. 1636-H.)

LABEL FILED: April 4, 1946, Middle District of North Carolina.

ALLEGED SHIPMENT: Between the approximate dates of October 15 and November 7, 1945, by the Atlanta Popcorn Machine and Supply Co., from Delaware, Ohio.

PRODUCT: 70 bags, each containing 100 pounds, of shelled popcorn at Durham, N. C.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of rodent pellets and insects.

DISPOSITION: May 17, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a charitable institution, for use as stock feed.

10932. Adulteration of popcorn. U. S. v. 20 Bags * * *. (F. D. C. No. 19570. Sample No. 51053-H.)

LABEL FILED: April 2, 1946, District of Minnesota.

ALLEGED SHIPMENT: On or about February 6, 1946, by the Milton Sigg Popcorn Co., from Napoleon, Ohio.

PRODUCT: 20 100-pound bags of popcorn at Oakland, Minn.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of rodent excreta and rodent-gnawed kernels.

DISPOSITION: June 4, 1946. No claimant having appeared, judgment was entered ordering that the product be destroyed unless denatured and disposed of for use as animal feed.

10933. Adulteration of popcorn. U. S. v. 103 Cartons * * *. (F. D. C. No. 19312. Sample No. 51106-H.)

LABEL FILED: March 26, 1946, District of Minnesota.

ALLEGED SHIPMENT: On or about September 22, 1945, by J. B. Robinson, Cleveland, Ohio.

PRODUCT: 103 cartons, each containing 32 12-ounce packages, of popcorn at St. Paul, Minn.

LABEL, IN PART: "Royale Brand Popcorn."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy and decomposed substance by reason of the presence of insect excreta, webbing, and rodent-gnawed and moldy kernels.

DISPOSITION: July 30, 1946. No claimant having appeared, judgment was entered ordering the product destroyed.

10934. Adulteration of popcorn. U. S. v. 27 Cartons * * *. (F. D. C. No. 19344. Sample No. 9837-H.)

LABEL FILED: March 13, 1946, Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about December 19, 1945, by Theo. Aronstam, from Rochester, N. Y.

PRODUCT: 27 cartons, each containing 48 bags, of popcorn at Erie, Pa. Analysis showed that approximately 20 percent of the product consisted of mineral oil and that approximately 60 percent of the total oil content was mineral oil.

LABEL, IN PART: (Bag) "O-Ke-Doke Cheese Flavored Popcorn * * * sprayed with cheese flavor consisting of aged cheddar cheese, pasteurized and dehydrated, with added sodium phosphate, salt and lactic acid suspended in hydrogenated vegetable oil with added certified artificial coloring. ½ Oz. Net Wgt."

NATURE OF CHARGE: Adulteration, Section 402 (a) (1), the article contained approximately 20 percent added mineral oil, a deleterious substance, which may have rendered the article injurious to health; and, Section 402 (b) (2), cheese-flavored popcorn with artificially colored mineral oil had been substituted for cheese-flavored popcorn with edible oil.

DISPOSITION: May 15, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

10935. Misbranding of popcorn. U. S. v. 71 Cartons * * *. (F. D. C. No. 19290. Sample Nos. 12853-H, 52523-H.)

LIBEL FILED: March 4, 1946, Southern District of Ohio.

ALLEGED SHIPMENT: On or about January 18 and 25, 1946, by the Better Taste Popcorn Co., from Anderson, Ind.

PRODUCT: 71 cartons, each containing 36 bags, of popcorn at Amelia, Ohio. Examination showed the article to be short-weight.

LABEL, IN PART: "Popcorn Net Weight 2 Oz."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the label of the article failed to contain an accurate statement of the quantity of the contents.

DISPOSITION: April 5, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

10936. Adulteration of rice. U. S. v. 21 Bags * * *. (F. D. C. No. 19660. Sample No. 52858-H.)

LIBEL FILED: April 24, 1946, Southern District of Ohio.

ALLEGED SHIPMENT: On or about December 1, 1945, from Stuttgart, Ark.

PRODUCT: 21 100-pound bags of rice at Zanesville, Ohio, in possession of Baker Brothers. The article had been stored under insanitary conditions after shipment. Some of the bags were rodent-gnawed, and rodent pellets were observed on them. Examination showed that the product contained rodent pellets.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: July 12, 1946. No claimant having appeared, judgment was entered ordering that the product be destroyed.

10937. Adulteration and misbranding of rice bran. U. S. v. 283 Bags * * *. (F. D. C. No. 19701. Sample No. 1373-H.)

LIBEL FILED: April 22, 1946, Southern District of Florida.

ALLEGED SHIPMENT: On or about December 8, 1945, by Liberty Rice Mill, Inc., from Kaplan, La.

PRODUCT: 283 100-pound bags of rice bran at Jacksonville, Fla.

LABEL, IN PART: "Stone Rice Bran Minimum per cent Crude Protein . . . 7.00% * * * Maximum per cent Crude Fibre . . . 27.00%."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a mixture consisting of more than 65 percent rice hulls with bran had been substituted for rice bran.

Misbranding, Section 403 (a), the label statements "Minimum per cent Crude Protein 7.00%" and "Maximum per cent Crude Fibre 27.00%" were false and misleading as applied to the article, which contained less protein and more crude fiber than declared on the label.

DISPOSITION: September 5, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

10938. Adulteration and misbranding of Cream of Rice. U. S. v. 96 Cases and 10 Cases * * *. (F. D. C. Nos. 19593, 19594. Sample No. 37195-H.)

LIBELS FILED: May 23, 1946, District of Oregon.

ALLEGED SHIPMENT: On or about December 22, 1945, by the Grocery Store Products Co., from New Orleans, La.

PRODUCT: 106 cases, each containing 24 1-pound, 2-ounce packages, of Cream of Rice at Portland, Oreg.

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), valuable constituents, vitamin B₁ and riboflavin (vitamin G), had been in part omitted from the article.

Misbranding, Section 403 (a), the label statement "A serving (1 ounce) supplies these percentages of the minimum daily requirements: Vitamin B₁, Infants 60%, Children 1 to 6 years 30%, Children 6 to 12 years 20%, Adults 15% Vitamin G, Infants 16%, Adults 4%" was false and misleading. The